

OCT 23 2007

**WSGL WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP***Intellectual Property Law*  
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DATE: October 23, 2007

TO: Examiner Daryl C. Pope  
TC Art Unit: 2612

Fax No.: (571) 273 8300

FROM: Richard E. Gamache

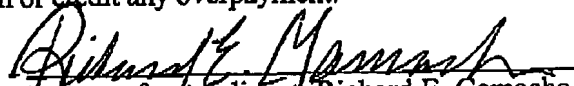
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Application No. 10/531,486  
Filed Date: April 15, 2005  
Confirmation No.: 8648A confirmation copy of this transmission will not be mailed unless the following is checked: ☐  
MESSAGEPLEASE DELIVER DIRECTLY TO:  
EXAMINER DARYL C. POPE, Tel. (571) 272-2959  
TC ART UNIT NO: 2612**FOR ENTRY**Enclosed for filing please find a Statement of the Substance of the Interview dated  
October 23, 2007.The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional  
filing fees associated with this communication or credit any overpayment.  
Attorney for Applicant: Richard E. Gamache  
Registration No. 39,196

358519

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PATENT

OCT 23 2007

Rev 02/07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Notice of Allowance dated: October 10, 2007

In re application : James E. Hubbard, Jr. et al.  
Application No. : 10/531,486  
Filed : April 15, 2005  
Confirmation No. : 8648  
For : PATIENT ACTIVITY MONITOR  
Examiner : Daryl C. Pope  
Attorney's Docket : BU-094XX

TC Art Unit: 2612

\*\*\*\*\*  
I hereby certify that this correspondence is being sent via  
facsimile to Examiner Daryl C. Pope, TC Art Unit 2612, Fax No.  
(571) 273 8300, on October 23, 2007.

By:

  
Richard E. Gamache

Registration No. 39,196

Attorney for Applicants

\*\*\*\*\*

STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Via Facsimile  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following Statement of the Substance of the Interview is  
filed in response to the Notice of Allowance dated October 10,  
2007.

WEINGARTEN, SCHUPPIN,  
GAGNERIN & LEBOVICI LLP  
TEL. (617) 542-2290  
FAX. (617) 451-0313

Application No.: 10/531,486  
Filed: April 15, 2005  
TC Art Unit: 2612  
Confirmation No.: 8648


STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Examiner Daryl C. Pope and the Applicants' representative, Attorney Richard E. Gamache, participated in a telephonic interview on September 28, 2007. During the telephonic interview, claim 18 of the above-referenced application was discussed. Specifically, the Applicants' representative authorized the Examiner to issue an Examiner's amendment to change the dependency of claim 18 from claim 7 to claim 13 to place the present application in a condition for allowance. The Examiner is encouraged to telephone the undersigned Attorney, as necessary, to discuss any matter relating to the above statement of the substance of the interview.

Respectfully submitted,

JAMES E. HUBBARD, JR. ET AL.

By:

  
Richard E. Gamache  
Registration No. 39,196  
Attorney for Applicants

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REG/pjd  
Enclosure

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